IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.68955-M of 2006

DATE OF DECISION:18.12.2006

Rajeev Kumar .....Petitioner

Versus

State of Punjab .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Arvind Kashyap, Advocate
for the petitioner.

Shri N.S. Gill, AAG, Punjab.

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Petitioner Rajeev Kumar, apprehending his arrest in a non-bailable offence in case FIR No. 142 dated 22.9.2006 under Sections 406,420 IPC, registered at Police Station Dinanagar, District Gurdaspur, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the petitioner is an insurance agent and it is not his duty to collect the premium from the person insured and to pay it to the Insurance Company. Counsel contends that in the aforesaid case, it has been alleged that the petitioner has taken on amount of Rs. 3,206/- from the complainant for depositing the same with the Insurance Company and he has not deposited the same. Counsel contends that the allegations are totally false.

Counsel for the petitioner further contends that in view of the order dated 7.11.2006, the petitioner has joined the investigation. Counsel for the respondent-State on instructions from ASI Rajinder Kumar does not

dispute this fact and further states the petitioner is no more required for further interrogation.

In view of the above, the interim bail, granted vide order dated 7.11.2006 is made absolute subject to the same terms and conditions.

Disposed of accordingly.

December 18, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**